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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 STEVEN EDDY DUNHAM,

12 Defendant.

2:18-CR-176-APG-NJK

Preliminary Order of Forfeiture

13 This Court finds Steven Eddy Dunham pled guilty to Count One of a One-Count
14 Criminal Indictment charging him with possession of child pornography in violation of 18
15 U.S.C. § 2252A(a)(5)(B). Criminal Indictment, ECF No. 1; Plea Agreement, ECF No. 35;
16 Change of Plea, ECF No. 36.

17 This Court finds Steven Eddy Dunham agreed to the forfeiture of the property set
18 forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment.
19 Criminal Indictment, ECF No. 1; Plea Agreement, ECF No. 35; Change of Plea, ECF No.
20 36.

21 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States
22 of America has shown the requisite nexus between property set forth in the Plea Agreement
23 and the Forfeiture Allegation of the Criminal Indictment and the offense to which Steven
24 Eddy Dunham pled guilty.

25 The following property is (1) any visual depiction described in 18 U.S.C. § 2252A, or
26 any book, magazine, periodical, film, videotape, or other matter which contains any such
27 visual depiction, which was produced, transported, mailed, shipped or received in violation
28 of 18 U.S.C. § 2252A(a)(5)(B) and (2) any property, real or personal, used or intended to be

1 used to commit or to promote the commission of 18 U.S.C. § 2252A(a)(5)(B) or any
2 property traceable to such property, and is subject to forfeiture pursuant to 18 U.S.C. §
3 2253(a)(1) and 2253(a)(3):

- 4 1. Emachine computer model W3410, S/N CRX55-300-03745;
- 5 2. Seagate IDE hard drive 100 GB, S/N 4LHOOJZE;
- 6 3. PNY 8GB USB Flash Drive;
- 7 4. Black and Silver Sanyo Boostmobile Cellular telephone, model SCP-6780,
8 Barcode Dec# 268435459910732944; and
- 9 5. Kodak DVD.

10 (all of which constitutes property).

11 This Court finds that the United States of America may amend this order at any time
12 to add subsequently located property or substitute property to the forfeiture order pursuant
13 to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

14 This Court finds the United States of America is now entitled to, and should, reduce
15 the aforementioned property to the possession of the United States of America.

16 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND
17 DECREED that the United States of America should seize the aforementioned property.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory
19 rights, ownership rights, and all rights, titles, and interests of Steven Eddy Dunham in the
20 aforementioned property are forfeited and are vested in the United States of America and
21 shall be safely held by the United States of America until further order of the Court.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
23 of America shall publish for at least thirty (30) consecutive days on the official internet
24 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall
25 describe the forfeited property, state the time under the applicable statute when a petition
26 contesting the forfeiture must be filed, and state the name and contact information for the
27 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)
28 and 21 U.S.C. § 853(n)(2).

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual
2 or entity who claims an interest in the aforementioned property must file a petition for a
3 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which
4 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §
5 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's
6 right, title, or interest in the forfeited property and any additional facts supporting the
7 petitioner's petition and the relief sought.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,
9 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,
10 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was
11 not sent, no later than sixty (60) days after the first day of the publication on the official
12 internet government forfeiture site, www.forfeiture.gov.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the
14 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States
15 Attorney's Office at the following address at the time of filing:

16 Daniel D. Hollingsworth
17 Assistant United States Attorney
18 James A. Blum
19 Assistant United States Attorney
20 501 Las Vegas Boulevard South, Suite 1100
21 Las Vegas, Nevada 89101.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice
23 described herein need not be published in the event a Declaration of Forfeiture is issued by
24 the appropriate agency following publication of notice of seizure and intent to
25 administratively forfeit the above-described property.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
2 copies of this Order to all counsel of record.

3 DATED December 5, 2019.

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7 HONORABLE ANDREW P. GORDON
8 UNITED STATES DISTRICT JUDGE
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CERTIFICATE OF SERVICE

A copy of the foregoing was served upon counsel of record via Electronic Filing on
October 9, 2019.

/s/ Heidi L. Skillin
HEIDI L. SKILLIN
FSA Contractor Paralegal